

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 22, 1973
10:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Butler presiding.

Roll Call:

Present: Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox, Mayor Butler
Absent: None

The Invocation was delivered by REVEREND CLIFFORD ZIRKEL, JR.,
Tarrytown United Methodist Church.

PROCLAMATIONS

Mayor Butler recognized Mr. Harrington who had been named Austin's Most Worthy Citizen for this year, and he would be recognized this night at the Board of Realtors Dinner. Mayor Butler read a Resolution declaring this day, March 22, as ROBERT "BOB" HARRINGTON DAY, noting he had touched the lives of thousands of young people devoting his time and money to provide recreational opportunities; and has founded a youth camp on Lake Travis, free of charge to young people groups where he serves as instructor in crafts and camping to all youth. The Mayor called on all to recognize Mr. Harrington's outstanding contribution to the Community.

Mayor Butler read a Proclamation designating the month of April as "MEDIC ALERT MONTH". The Medic Alert Foundation International is a charitable non-profit organization whose main purpose is educating and encouraging the public to wear on their person identification of any medical problems that should be known in case of emergency and to encourage doctors and nurses to advise persons of the importance of wearing such identification.

The Silver Spurs organization wished to raise money for the March of Dimes by having a dance marathon. Therefore, the Mayor, Roy Butler, proclaimed the week of March 26 through April 1, 1973, as "SILVER SPURS DANCE MARATHON WEEK". Mr. Craig Johnson and Mr. James Little accepted the proclamation for the Silver Spurs.

CONTRACTS AWARDED

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

ED H. PAGE
Austin, Texas

Capital Improvements Program Project
No. 6539 3
For three reinforced concrete box
culverts in Peppertree Park, Section
Three, Contract No. 73-Cc-109 -
\$47,810.83. (City participation 50%)

The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None
Out of Room at
Roll Call: Mayor Butler

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

ED H. PAGE
Austin, Texas

Capital Improvements Program Project
No. 6538 1
For Airport Boulevard multiple box
culvert extension, east side of Airport
Boulevard approximately 160 feet north
of Huntland Drive, Contract No. 73-Cb-
110 - \$9,500.00

The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None
Out of Room at
Roll Call: Mayor Butler

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

ROBERT HURST COMPANY
Austin, Texas

Capital Improvements Program Project
No. 5076 7
Installation of approximately 672' of
8" wastewater main and appurtenances,
U.S. 290 at Creekside and Kyle Drive -
\$6,696.00

The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None
Out of Room at
Roll Call: Mayor Butler

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

BECKMAN INSTRUMENTS, INC. Houston, Texas	One (1) each Ultraviolet Spectrophotometer and Infrared Spectrophotometer for the Police Department - \$18,995.00
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The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None
Out of Room at
Roll Call: Mayor Butler

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

INTERNATIONAL BUSINESS MACHINES CORP. Austin, Texas	Capital Improvements Program Project No. 4048 System 7-Digital Computer System Water Distribution Department - \$47,332.50
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The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None
Out of Room at
Roll Call: Mayor Butler

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

TERRY EDWARDS Austin, Texas	Capital Improvements Program Project No. 6068 6 For street improvements, widening Koenig Lane from approximately 520' west of Lamar Blvd. to approximately 520' east of Lamar Blvd., Contract No. 73-Pb-107 \$33,263.50.
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The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None
Out of Room at
Roll Call: Mayor Butler

CHANGE ORDER

Councilman Nichols moved the Council adopt a resolution approving Change Order No. 12 for Holly Unit No. 4 regarding additional air conditioning requirements for the present Control Room in the amount of \$7,200.00 - H. B. Zachry, contractor. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Love, Councilmen
Lebermann, Friedman
Noes: None
Out of Room at
Roll Call: Mayor Butler, Councilman Handcox

CONTRACT POSTPONED

The Council postponed for one week the approving of a three year contract for the installation of night watchman lighting in accordance with City street lighting standards in Travis Country Subdivision for a total three year cost of \$5,904.00 and a difference of cost of installation of \$11,275.00 due upon completion of installation of the project.

LICENSE AGREEMENT

Councilman Nichols moved the Council adopt a resolution authorizing the City Manager to enter into a license agreement with the Missouri Pacific Railroad Company to install an 8-inch sanitary sewer main beneath Missouri Pacific's right-of-way at Mile Post 184.8 - cost to City is \$100.00. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Lebermann, Friedman,
Handcox, Dryden, Nichols
Noes: None
Out of Room at
Roll Call: Mayor Butler

TRANSPORTATION PLANNING PROCESS

City Manager Davidson stated this is important as it insures cooperation between the governmental units in its planning. This agreement has been a subject of much time in negotiations, necessitating extensions from the Council. They

stated they were pleased with the document and recommended approval.

Councilman Nichols moved the Council adopt a resolution authorizing the City Manager to sign an agreement with the Texas Highway Department to provide for the continuing transportation planning process. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Lebermann, Friedman, Handcox, Dryden,
Nichols, Mayor Pro Tem Love
Noes: None
Out of Room at
Roll Call: Mayor Butler

GRANT APPLICATION

Councilman Nichols moved the Council adopt a resolution authorizing submission of grant application to the Office of Economic Opportunity for funding May 1, 1973 to October 31, 1973. OEO funds requested: \$198,390. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Dryden, Nichols,
Mayor Pro Tem Love, Councilman Lebermann
Noes: None
Out of Room at
Roll Call: Mayor Butler

VISTA VOLUNTEERS

Councilman Nichols moved the Council adopt a resolution authorizing submission of application to ACTION for the assignment of twenty Vista Volunteers to the Department of Community Action. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Handcox, Dryden, Nichols, Mayor Pro Tem
Love, Councilmen Lebermann, Friedman
Noes: None
Out of Room at
Roll Call: Mayor Butler

Mrs. Beatty stated this would become effective May 1st, and this program was recommended by her and by the Community Action Board last Monday evening. City Manager Davidson stated one of the values was \$144,000, the estimated value of the volunteer work and does not constitute money to be expended.

USE OF COMPUTER

Councilman Nichols moved the Council adopt a resolution authorizing the City Manager to enter into an agreement with Texas State Department of Mental Health-Mental Retardation for the use of that Department's computer as back up support for the computer processing of the April 7, 1973 election results.

The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None
Out of Room at
Roll Call: Mayor Butler

POSTPONEMENT

The Council postponed for one week the appointing of Election Officials and workers for the Municipal Election, April 7, 1973.

EASEMENTS RELEASED

Mayor Pro Tem Love moved the Council adopt a resolution authorizing release of the following easements:

Two (2) public utilities easements out of Lot 6, Block E,
COLORADO HILLS ESTATES SECTION ONE.

Five (5) public utilities easements out of Tract "A",
GREENWAY PLAZA SOUTHEAST.

The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Love, Councilmen
Lebermann, Friedman, Handcox, Mayor Butler, Councilman Dryden
Noes: None

STREET NAME CHANGE

Councilman Nichols moved the Council adopt a resolution authorizing street name change from Pleasant Valley Road to SOUTH PLEASANT VALLEY ROAD. Location is south line of Teri Lane southerly 760 feet, more or less, as per dedication in Village South Phase One. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox,
Mayor Butler, Councilmen Dryden, Nichols
Noes: None

EXTENDING CONTRACT

Councilman Nichols moved the Council adopt a resolution extending the Town Lake Sailaway Concession Contract with Claude Hargrave from June 11, 1973, to June 11, 1975, with three one year extension options; and increasing lease fee paid to the City. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Lebermann, Friedman, Handcox, Mayor Butler,
Councilmen Dryden, Nichols, Mayor Pro Tem Love
Noes: None

ZONING ORDINANCES

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

- (1) THE NORTH 60 FEET OF LOT 2, GLENVIEW ADDITION, LOCALLY KNOWN AS 3410 KERBEY LANE, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, SECOND HEIGHT AND AREA DISTRICT; AND,
- (2) A 0.47 ACRE TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 6001 GUADALUPE STREET, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Nichols moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Butler, Councilmen
Dryden, Nichols, Mayor Pro Tem Love, Councilman Lebermann
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:
LOT 18, BLOCK A, VALLEJO SUBDIVISION, LOCALLY KNOWN AS 1705 PALO DURO ROAD, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT;
SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS;
SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Nichols moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Butler, Councilmen
Dryden, Nichols, Mayor Pro Tem Love, Councilman Lebermann
Noes: None

The Mayor announced that the ordinance had been finally passed.

FINAL PASSAGE - ANNEXATION ORDINANCE

Mayor Butler brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 53.95 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIS AVERY SURVEY, BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Nichols moved that the ordinance be finally passed. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilman Handcox, Mayor Butler, Councilmen Dryden, Nichols,
Mayor Pro Tem Love, Councilmen Lebermann, Friedman
Noes: None

The Mayor announced that the ordinance had been finally passed.

ORDINANCES AMENDED

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCES NOS. 590910-F, 641210-H, 650909-F, 700129-D AND 700129-E BY REVISING THE SECTION OR PART OF EACH OF SAID ORDINANCE ENTITLED "PAYMENT" BY PROVIDING THAT THE GROSS MONTHLY RATE SHALL BE TEN PERCENT OF ONLY THE UNPAID PORTION OF THE NET MONTHLY RATE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Love moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Mayor Butler, Councilmen Dryden, Nichols, Mayor Pro Tem
Love, Councilmen Lebermann, Friedman, Handcox
Noes: None

The Mayor announced that the ordinance had been finally passed.

CODE AMENDED

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING SECTIONS 21-41 AND 21-42 OF THE CODE OF THE CITY OF AUSTIN, 1967, MAKING CERTAIN DELETIONS AND ADDITIONS TO SAID SECTIONS, THEREBY DECLARING THE MAXIMUM PRIMA FACIE SPEED LIMITS UPON CERTAIN STREETS AND HIGHWAYS WITHIN THE CORPORATE LIMITS OF THE CITY OF AUSTIN, PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF THE "UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS" (VERNON'S ANN. CIV. ST., ART. 670d), REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; SUSPENDING THE RULE REQUIRING THE

READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Lebermann moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox, Mayor Butler
 Noes: None
 Out of Room at
 Roll Call: Councilmen Dryden, Nichols

The Mayor announced that the ordinance had been finally passed.

SHUTTLE BUS ROUTES

Councilman Nichols moved the Council adopt a resolution establishing Shuttle Bus Routes, as it was the recommendation of the Traffic and Transportation Department as well as the Shuttle Bus Committee. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Lebermann, Friedman, Handcox, Dryden, Nichols, Mayor Pro Tem Love
 Noes: None
 Out of Room at
 Roll Call: Mayor Butler

SELECTION OF CONSULTANT POSTPONED

The Council had before it at this time the selection of Engineering-Planning Consultant for the following 1973 Capital Improvements Project for the Public Works and Engineering Departments:

Master Drainage Plan & Study City of Austin and Environs
 Project No. 7029 0.

Councilman Friedman moved the Council award the contract to a joint venture TANIGUCHI, SHEFELMAN ARCHITECTS and TURNER, COLLIN, and BRADY. The motion was seconded by Councilman Nichols.

City Manager Davidson said there are several recommendations that have either come before the Council in the past months or that the Council has requested to come before it in the future months, that really depends on the result of this study. It is difficult for Mr. Graves and the City Engineering Department or the Public Works Department to make the kind of judgment expected of them unless there is a complete master plan for drainage in Austin, as well as from an environmental standpoint.

Councilman Dryden brought up for discussion the home base of each of those included in the joint venture.

After discussion, Councilman Nichols withdrew his second, and Mayor Pro Tem Love seconded the motion. Later in the meeting, Mayor Pro Tem Love withdrew his second.

Mayor Butler suggested that this item be postponed one week. Councilman Lebermann agreed to rescheduling this matter noting, however, this matter is of extremely high urgency for the total community and that he would like to see it come to full fruition very soon.

Mr. Isom Hale, Engineer, spoke in the interest of this project, offering their assistance in any way possible.

CLOSING OF STREET

Mr. Ricky Stein, Social Chairman Tau Delta Phi, appeared before the City Council requesting the closing of Longview Street from 25th Street to the Alley on Saturday, March 31, 1973, from 7:00 P.M. to midnight for the purpose of a "Block Party". City Manager Davidson stated if the Council allows the use of the street as indicated, he would ask that Mr. Stein submit a letter agreeing to certain provisions with regard to the amplification of sound, as well as any requests that the Police Department might make either prior or during the event. Mr. Stein was advised if there were any complaints about the noise, they would have to stop that Councilman Handcox moved the Council approve this request. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes:	Councilmen Friedman, Handcox, Mayor Butler, Mayor Pro Tem Love, Councilman Lebermann
Noes:	None
Out of Room at	
Roll Call:	Councilmen Dryden, Nichols

CONSUMER AFFAIRS ORDINANCE

Mr. Lloyd Doggett gave a brief report from the Committee that the Council appointed a month ago to date, to review the proposed consumer affairs ordinance. The name has been changed to CONSUMER VENDORS AFFAIR ORDINANCE. In his review of the ordinance, he stated at some point the Council might decide whether or not there will be an advisory Council as has been the case with other Boards. He stated the Council might want to add references to deceptive practice--denial of an individual credit or loans in his or her name, or restrict or limit the credit or loan on the basis of sex or marital status. After the review, Mayor Pro Tem Love moved the Council that a public hearing be set on this subject April 5, 1973 at 2:00 P.M. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes:	Councilman Handcox, Mayor Butler, Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilmen Lebermann, Friedman
Noes:	None

Councilman Friedman was of the opinion the various suggestions regarding to discrimination on credits, and others, should be included.

REQUEST USE OF FESTIVAL BEACH

Ms. Cynthia Cummings, Mr. Henry Nobles, and Mr. John Ubias, representing some of the staff members of Delinquency Prevention Division of Travis County Juvenile Court, requested the use of Festival Beach on May 12th from 4:00 P.M. to 10:00 P.M. for a fund raising benefit. The City Manager stated there would be no problem, and they should contact the Director of Recreation and make necessary arrangements for litter containers, and a clean up provision, along with the payment of the standard fee. Councilman Nichols moved the Council grant the request. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Butler, Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None

CLOSING OF PEARL STREET

Councilman Nichols moved the Council grant the request of Mr. Mike Crockett, representing Sigma Alpha Epsilon Fraternity, for the closing of the entire 2400 block of Pearl Street Sunday, March 25th from 3:00 P.M. to 6:00 P.M. for the kick-off to the annual University of Texas Round-up activities with the traditional street party. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilmen
Lebermann, Friedman, Handcox, Mayor Butler
Noes: None

HEALTH SCREENING EXAMINATION

Councilman Nichols moved the Council adopt a resolution authorizing the City Manager to sign a contract between the State Department of Health and the City of Austin Health Department for health screening examination under Title XIX of the Social Security Act. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Love, Councilmen
Lebermann, Friedman, Handcox, Dryden
Noes: None
Out of Room at
Roll Call: Mayor Butler

TRAVIS COUNTRY UTILITY DISTRICT, INC.

The Council had before it the consideration of contracts for (1) the operation of a sewage treatment plant owned by Travis Country Utility District, Inc. and operation of an irrigation system by Travis Country Utility District, Inc. and (2) for the purchase of park land. As to the purchase of this land, the City Attorney did not believe a location or the dimensions had been established as accurately as they should before a contract was authorized. Mr. Sheppard said there was a general area designated along Boston Lane--a rectangle or square within

a certain area of the over all 800' acre tract. If it were pinned down to the exact 12 acre tract, it would be detrimental both to the City and to Mr. Sheppard's clients.

EXECUTIVE SESSION

The Council decided to go into an Executive Session and resume the negotiations at 2:00 P.M.

RECESS

2:00 P.M.

At the 2:00 P.M. meeting, Mayor Butler announced that the Travis Country item has been postponed at the request of the owners for one more week so their land planner could specifically locate the land the City is trying to purchase.

PERSONNEL PRACTICES AT BRACKENRIDGE HOSPITAL

At 2:00 P.M. Mr. Leroy Broadnax appeared before the Council to discuss personnel practices of Brackenridge Hospital. He was seeking employment and had expressed a desire for night employment, preferably from 11:00 P.M. to 7:00 A.M. His assignment was from 8:00 P.M. until 11:00 P.M. but these hours did not coincide with his work as a minister, and he wanted to be free in the daytime. He was assigned to the X-Ray Department at the hours he had desired, working in the janitorial services. He noted a number of difficulties he had and alleged partiality, and abuse to the point he became ill and physically damaged. Mr. Broadnax gave examples that he was being treated unfairly. He had asked that the Executive Housekeeper be removed, and others.

City Manager Davidson had distributed a report which contained the details and the dates that he experienced the problems he described. Mr. Broadnax had gone through the channels and eleven city personnel and division heads had tried to meet with Mr. Broadnax to understand his problem and to check into the discrepancies he had told them about. He stated the personnel had tried to help Mr. Broadnax, but it did not work out.

The City Manager and Deputy City Manager had gone into this matter thoroughly and found no fault with any of the personnel that had dealt with Mr. Broadnax. Mr. Bill Stewart, Human Relations Director, had made a full study of this particular case and the report is complete and absolute, and it appeared there was nothing else that the Council could do.

City Manager Davidson pointed out that numerous people spent many hours on this case; the Council likewise has spent much time in reviewing the reports and discussing the matter, even though this is a matter out of the Council's jurisdiction, but it was concerned and interested.

Councilman Handcox appreciated Mr. Broadnax coming before the Council, even though matters such as these are under the City Manager's authority. Mr. Bill Stewart, Human Relations, had found no grievance, and at this time, there is nothing the Council could do.

Mr. Broadnax thanked the Council, stating he would try to recover some way wherein he was abused.

CENTRAL TEXAS MEDICAL FOUNDATION

Dr. Thomas D. Kirksey representing the Central Texas Medical Foundation, filed a copy of their narrative regarding the emergency room and medical educational program for Brackenridge Hospital and the City of Austin. He said the Central Texas Medical Foundation represents the Travis County Medical Society. He reviewed the organization, and by employing physicians through the Central Texas Medical Foundation, they are employed by physicians and have direct relationship to Travis County Medical Society. The responsibility is with the Travis County Medical Society and the Central Texas Medical Foundation. He described the educational training through the education program. Dr. Kirksey outlined the number of trained staff necessary. Councilman Friedman took note that \$200,000 to \$250,000 annually would be needed to cover these services, emergency room, and the educational branches. Dr. Kirksey stated for the remainder of October 1973, they were talking about \$83,000 for the Emergency room, and Medical education about \$61,000. Councilman Handcox had concern over the costs to the City, and Dr. Kirksey listed their accounts, ending up with about \$100,000 a year, in the emergency room. For the remainder of the fiscal year, 1973, the Medical education program totalled \$261,000; on an annual basis \$596,000. The Council members reviewed this program in great depth. City Manager Davidson suggested that a presentation by the Hospital Administrator be made on the following week, and get the pros and cons. Mayor Butler asked that the City Manager furnish the members a copy of the budget today or the next week.

RETIREMENT BOARD RECOMMENDATIONS

It was the recommendation of the Retirement Board for a 16 2/3% increase. This would mean when a person has worked 25 or 30 years with the City, upon attaining age 62, that the retirement benefit plus Social Security will approximate the net take home pay when he had been working.

Councilman Friedman moved the Council accept the recommendation of the Retirement Board. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes:	Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox, Mayor Butler, Councilman Dryden
Noes:	None
Out of Room at	
Roll Call:	Councilman Nichols

TELEPHONE COMPANY STATUS REPORT

Mr. Barr McClellan appeared for Southwestern Bell Telephone Company, to provide a status report regarding developments since their last appearance. Although no final agreement had been reached with the City Attorney, progress was being made, and it was the intention of the Company to continue to work on the remaining details. The City Attorney did not make any recommendation at this time. After some discussion, Mayor Pro Tem Love thanked the Telephone Company for the time they are spending on this, and hoped it would be resolved soon.

"NO-FARE" TRANSIT

Mr. Guy Herman of the Citizens for No-Fare Transit, brought up the subject of a pre-paid no-fare transit system. He compared the present Austin transit system with the Transportation Enterprises, Inc., system, which is presently run for University students on a pre-paid basis, and pointed out that the TEI system was running at double the capacity of the Austin system and at shorter intervals between buses.

As to the question of subsidizing a public transit system, Mr. Herman pointed out that the private automobile is heavily subsidized by the Federal and State governments through the highways, traffic control systems, and highway patrol. For the retailer, more people would be able to shop, not having any parking problems. Also there are many people in Austin who do not have cars, and a pre-paid system would provide them with the means to go to work, particularly in the low-income areas, and the elderly.

There are several ways to finance this system. One would be out of the general revenue fund; another way, an auto-tax surcharge; or the possibility of a utility surcharge. With a 3% utility surcharge, revenue of \$1,433,489 would be generated, and would cover the cost of the system for one year, which is \$1,292,000. It was proposed to integrate the shuttle bus system with the Austin public transportation system at some time, and questions had been raised by the University. Mr. Herman suggested a Citizens Transportation Board be set up by the Council, to advise on policy decisions.

Mr. Cecil Barnes, financial secretary of Local 1091, which drives the City fleet, concurred with Mr. Herman on the feasibility of a no-fare system, and also on having a Transportation Board. He noted there was a Federal grant available for this sort of project.

Councilman Friedman suggested that the City Manager meet with the Traffic and Transportation Director and give the Council ideas as to the suggested Citizens' Public Transportation Board, and see if something can be worked out, and come back in two weeks, if possible.

HISTORIC ZONING DISTRICT

At the present time the City Attorney presented a resolution to set up an ad hoc committee to work toward preserving historic points of interest within the City. The committee would be made up of representatives of organizations active in historic preservation, and would be appointed to work with the City Council and administration to develop a program of historic preservation. An inventory of significant structures and areas would be evaluated. The administration would establish the language for a new chapter in the City Code, and for amendments to the zoning ordinance. Councilman Lebermann explained that rather than bringing the historic district ordinance itself at this time, it was felt necessary to have input by the several groups mentioned in the resolution, and then the ordinance could be carefully drawn.

Councilman Lebermann moved the Council adopt a resolution to set up an ad hoc committee for historic zoning district. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Lebermann, Friedman, Handcox, Mayor Butler,
Councilman Dryden, Mayor Pro Tem Love
Noes: None
Out of Room at
Roll Call: Councilman Nichols

INSURANCE POLICIES - CITY VEHICLES

This was placed on the Agenda at Councilman Friedman's request, and concerns insurance of drivers of City owned vehicles. In specified cases, like the Austin Police Department and the Sanitation Department, it may be necessary to require all employees to have this insurance before they are allowed to drive a City vehicle. The City has agreed to reimburse anyone who gets this insurance rider on their own or will be willing to obtain it for the individual. The City Manager should get with the various department heads and make sure all City employees have access to this coverage and are indeed covered. Councilman Friedman believed this would be a boost to employees' morale to know that they are protected.

Mayor Butler noted that some companies will not write this coverage and that employees have to pay up to \$16 for it. So, just paying the premium is not solving the whole problem. Councilman Friedman mentioned that a few years ago it was suggested that a fleet policy be taken out to cover all employees. The City Attorney noted that in 1968 or 1969, the premiums for this were about \$100,000 and the losses were about \$40,000 or \$50,000. There was a legal question that in regards to policemen, for example, the City would be required to plead immunity, and the insurance coverers on this would also plead immunity. It was coverage for the other cars that were involved rather than the City-owned vehicles. The City Attorney stated that claims could be paid only on a legal basis. Otherwise it would be a gift of public funds where the City doesn't legally owe any money.

The City Manager will look into this, and also to the offer of advice by the Austin Association of Insurance Agents who can provide the kind of expertise needed in certain areas.

ADJOURNMENT

The Council then adjourned.

APPROVED: Ray Sauls
Mayor

ATTEST: Grace Monroe
City Clerk